



STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	
	:	
Jacquelin German, C.H.H.A.	:	ADMINISTRATIVE ACTION
Certificate No. 26NH11413800	:	
	:	
	:	FINAL ORDER OF
	:	DISCIPLINE
HOMEMAKER HOME HEALTH AIDE	:	
IN THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Jacquelin German ("Respondent") is a certified homemaker-home health aide in the State of New Jersey and has been a licensee at all times relevant hereto.

2. Upon receipt of a flagging notice indicating that Respondent was arrested on September 10, 2013 by the Paterson Police Department for violation of N.J.S.A. 2C:12-1A, Simple Assault, the Board sent a letter of inquiry, requesting certain information and submission of documents, to Respondent's address of record in Paterson, New Jersey, via regular and certified

mail on or about September 27, 2013. A response was due within twenty (20) days. The certified mailing was delivered and signed for on October 3, 2013.

3. On October 21, 2013 Respondent sent the Board a copy of the "Offense Report" from Paterson Police Department and a "Notice of Court Appearance" indicating that she was going to court for this matter on November 21, 2013. She did not provide any other information at the time and has not provided additional information since then about the arrest.

4. Upon receipt of a flagging notice indicating that Respondent was arrested again on March 9, 2014 by the Paterson Police Department for violation of N.J.S.A. 2C:12-1A, Simple Assault, the Board sent a letter of inquiry, requesting certain information and submission of documents, to Respondent's address of record in Paterson, New Jersey, via regular and certified mail on or about March 31, 2014. A response was due within twenty (20) days. The regular mailing has not been returned, the certified mailing was returned as "unclaimed" on May 14, 2014.

5. To date, Respondent has not responded to the Board's request for information.

#### CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board

investigation, in contravention of N.J.A.C. 13:45C-1.2 and 1.3, in violation of N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on July 24, 2014, provisionally suspending respondent's certification to practice as a homemaker-home health aide, and imposing a \$200.00 civil penalty. A copy of the Order was served upon respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order, and provided only documentation that the charges against her had been dismissed. She provided no other information that had been requested: no narrative statement explaining the circumstances that led to the arrest, no copy of the complaint, and no

information about her current employment. The Board therefore considered this matter, and determined that the Provisional Order should be finalized without modification, as respondent had not fully cooperated with the Board's investigation.

ACCORDINGLY, IT IS on this 18<sup>th</sup> day of December, 2014,

ORDERED that:

1. Respondent's certificate to practice as a homemaker-home health aide is hereby suspended until such time as Respondent cooperates fully with the Board's investigation for both arrests by providing the Board with the information requested in the Board's letters of inquiry.

2. Respondent is hereby assessed a civil penalty in the amount of two hundred dollars (\$200). Payment shall be made by certified check or money order, payable to the State of New Jersey, delivered to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than 15 days after the entry of this order. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. The Board reserves the right to initiate disciplinary proceedings based upon any information that Respondent

ultimately provides in response to the letter of inquiry or upon any new information the Board receives.

NEW JERSEY STATE BOARD OF NURSING

By: *Patricia Murphy PhD APN*  
Patricia Murphy, PhD, APN  
President